

## Declaration for Patent Application

Docket Number: 2102.0020001

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled: Cook and Chill Casing,

the specification of which is attached hereto unless the following box is checked:

- ☒ was filed on Herewith;  
as United States Application Number or PCT International Application Number (to be assigned); and  
was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56, including for continuation-in-part applications, material information that became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or (f), or § 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or § 365(a) of any PCT international application, which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Claimed

\_\_\_\_\_  
(Application No.)                      (Country)                      (Day/Month/Year Filed)

☐ Yes      ☐ No

\_\_\_\_\_  
(Application No.)                      (Country)                      (Day/Month/Year Filed)

☐ Yes      ☐ No

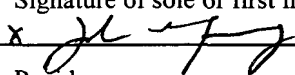
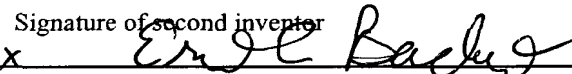
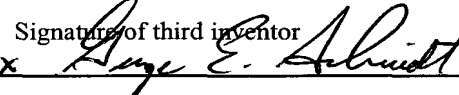
Send Correspondence to:

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.  
1100 New York Avenue, N.W.  
Washington, D.C. 20005-3934

Direct Telephone Calls to:

(202) 371-2600

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor John A. Menges	
Signature of sole or first inventor x 	Date x 8/11/03
Residence Auburn, Pennsylvania	
Citizenship U.S.A.	
Mailing Address RR#2, Box 105, 105 Fort Lebanon Road	
Auburn, Pennsylvania 17922	
Full name of second inventor Ernest E. Bachert	
Signature of second inventor x 	Date x 8-11-03
Residence Orwigsburg, Pennsylvania	
Citizenship U.S.A.	
Mailing Address 104 Station Road	
Orwigsburg, Pennsylvania 17961	
Full name of third inventor George E. Schmidt	
Signature of third inventor x 	Date x 08/12/03
Residence Lansdale, Pennsylvania	
Citizenship U.S.A.	
Mailing Address 838 Cherry Street	
Lansdale, Pennsylvania 19446	

Full name of fourth inventor	
Signature of fourth inventor	Date
Residence	
Citizenship	
Mailing Address	
Full name of fifth inventor	
Signature of fifth inventor	Date
Residence	
Citizenship	
Mailing Address	

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SKGF Rev. 5/16/01 mac  
MBR/agj

(Supply similar information and signature for subsequent joint inventors, if any)

## POWER OF ATTORNEY FROM ASSIGNEE

M&Q Plastic Products, Inc., a corporation of New Jersey, having a principal place of business at 1120 Welsh Road, Suite 170, North Wales, Pennsylvania 19454, is assignee of the entire right, title and interest for the United States of America (as defined in 35 U.S.C. § 100), by reason of an Assignment to the Assignee executed on (1) 4/22/03, (2) 4/22/03, and (3) 4/29/03 of an invention known as Cook and Chill Casing Attorney Docket No. 2102.0020001), which is disclosed and claimed in a patent application of the same title by the inventors (1) John A. Menges, (2) Ernest E. Bachert and (3) George E. Schmidt (said application filed on Herewith at the U.S. Patent and Trademark Office, having Application Number (to be assigned)).

The Assignee hereby appoint the U.S. attorneys associated with **CUSTOMER NUMBER 28393** to prosecute this application and any continuation, divisional, continuation-in-part, or reissue application thereof, and to transact all business in the U.S. Patent and Trademark Office connected therewith, such attorneys currently being: Robert Greene Sterne, Esq., Reg. No. 28,912; Edward J. Kessler, Esq., Reg. No. 25,688; Jorge A. Goldstein, Esq., Reg. No. 29,021; David K.S. Cornwell, Esq., Reg. No. 31,944; Robert W. Esmond, Esq., Reg. No. 32,893; Tracy-Gene G. Durkin, Esq., Reg. No. 32,831; Michele A. Cimbala, Esq., Reg. No. 33,851; Michael B. Ray, Esq., Reg. No. 33,997; Robert E. Sokohl, Esq., Reg. No. 36,013; Eric K. Steffe, Esq., Reg. No. 36,688; Michael Q. Lee, Esq., Reg. No. 35,239; Steven R. Ludwig, Esq., Reg. No. 36,203; John M. Covert, Esq., Reg. No. 38,759; Linda E. Alcorn, Esq., Reg. No. 39,588; Lawrence B. Bugaisky, Esq., Reg. No. 35,086; Donald J. Featherstone, Esq., Reg. No. 33,876; Robert C. Millonig, Esq., Reg. No. 34,395; Michael V. Messinger, Esq., Reg. No. 37,575; Judith U. Kim, Esq., Reg. No. 40,679; Timothy J. Shea, Jr., Esq., Reg. No. 41,306; and Patrick E. Garrett, Esq., Reg. No. 39,987. The Assignee hereby grants said attorneys the power to insert on this Power of Attorney any further identification that may be necessary or desirable in order to comply with the rules of the U.S. Patent and Trademark Office.

Send correspondence to:

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.  
1100 New York Avenue, N.W.  
Washington, D.C. 20005-3934  
U.S.A.

Direct phone calls to 202-371-2600.

FOR: M&Q Plastic Products, Inc.

SIGNATURE: x

BY: x

TITLE: x

DATE: x

# **STATEMENT UNDER 37 C.F.R. § 3.73(b)**

Applicant/Patent Owner: (1) John A. Menges, (2) Ernest E. Bachert and (3) George E. Schmidt

Application No./Patent No.: (to be assigned) Filed/Issue Date: Herewith

Entitled: Cook and Chill Casing

M&Q Plastic Products, Inc., a corporation  
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest, or

2. ☐ an assignee of less than the entire right, title and interest.

The extent (by percentage) of its ownership interest is %  
in the patent application/patent identified above by virtue of either:

A. ☒ An Assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel 13704, Frame 0129, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s) of the patent application/patent identified above to the current assignee as shown below:

1. From: To:  
The document was recorded in the Patent and Trademark Office at Reel , Frame , or for which a copy thereof is attached.

2. From: To:  
The document was recorded in the Patent and Trademark Office at Reel , Frame , or for which a copy thereof is attached.

3. From: To:  
The document was recorded in the Patent and Trademark Office at Reel , Frame , or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

**[NOTE:]** A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the PTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

x 8/18/03  
Date

x 267-498-4024  
Telephone number

x Timothy L. Blecher  
Typed or printed name

x Timothy L. Blecher  
Signature

x V.P. - Sales & Marketing  
Title

This collection of information is required by 37 CFR 1.3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

DO NOT FORWARD  
TO ASSIGNMENT BRANCH  
NOT FOR RECORDATION

**ASSIGNMENT OF A PROVISIONAL APPLICATION FOR PATENT**

In consideration of the sum of One Dollar (\$1.00) or equivalent and other good and valuable consideration paid to each of the undersigned: (1) John A. Menges, (2) Ernest E. Bachert and (3) George E. Schmidt, the undersigned hereby sells and assigns to M&O Plastic Products, Inc. (the Assignee) his/her entire right, title and interest, including the right to sue for and collect for all past, present and future damages,

check applicable box(es)

- ☒ for the United States of America (as defined in 35 U.S.C. § 100),  
☒ and throughout the world,

(a) in the invention(s) known as Cook and Chill Casing for which a provisional application for patent in the United States of America has been filed on August 23, 2002 (also known as United States Application No. 60/405,323), in any and all non-provisional applications thereon, in any and all Letters Patent(s) granted on such non-provisional applications, and (b) in any and all continuing applications, reissues, extensions, renewals and reexaminations of such applications or Letters Patent(s) and divisional and continuation applications thereof, to the full end of the term or terms for which such Letters Patent(s) issue, and (c) in all forms of intellectual and industrial property protection derivable from the above patent application(s), and that are derivable from any and all continuing applications, reissues, extensions, renewals, reexaminations and priority documents of such patent application(s), including, without limitation, patents, applications, utility models, inventor's certificates, and designs together with the right to file applications therefor; and including the right to claim the same priority rights from any previously filed applications under the International Agreement for the Protection of Industrial Property, or any other international agreement, or the domestic laws of the country in which any such application is filed, as may be applicable; such entire right, title and interest to be held and enjoyed by the above-named Assignee to the same extent as they would have been held and enjoyed by the undersigned had this assignment and sale not been made.

The undersigned agrees to execute all papers necessary in connection with the provisional application for patent and with any non-provisional continuing (continuation, divisional, or continuation-in-part), reissue, reexamination or corresponding application(s) thereof and also to execute separate assignments in connection with such applications as the Assignee may deem necessary or expedient.

The undersigned agrees to execute all papers necessary in connection with any interference that may be declared concerning any non-provisional continuing (continuation, divisional, or continuation-in-part), reissue or reexamination application thereof and to cooperate with the Assignee in every way possible in obtaining evidence and going forward with such interference.

The undersigned hereby represents that the undersigned has full right to convey the entire interest herein assigned, and that the undersigned has not executed, and will not execute, any agreement in conflict therewith.

The undersigned hereby grants Robert Greene Sterne, Esquire, Registration No. 28,912; Edward J. Kessler, Esquire, Registration No. 25,688; Jorge A. Goldstein, Esquire, Registration No. 29,021; David K.S. Cornwell, Esquire, Registration No. 31,944; Robert W. Esmond, Esquire, Registration No. 32,893; Tracy-Gene G. Durkin, Esquire, Registration No. 32,831; Michele A. Cimbala, Esquire, Registration No. 33,851; Michael B. Ray, Esquire, Registration No. 33,997; Robert E. Sokohl, Esquire, Registration No. 36,013; Eric K. Steffe, Esquire, Registration No. 36,688; Michael Q. Lee, Esquire, Registration No. 35,239; Steven R. Ludwig, Esquire, Registration No. 36,203; John M. Covert, Esquire, Registration No. 38,759; Linda E. Alcorn, Esquire, Registration No. 39,588; Lawrence B. Bugaisky, Esquire, Registration No. 35,086; Donald J. Featherstone, Esquire, Registration No. 33,876; Robert C. Millonig, Esquire, Registration No. 34,395; Michael V. Messinger, Esq., Registration No. 37,575; Judith U. Kim, Esq., Registration No. 40,679; Timothy J. Shea, Jr., Esq., Registration No. 41,306; and Patrick E. Garrett, Esq., Registration No. 39,987; all of STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C., 1100 New York Avenue, N.W., Washington, D.C. 20005-3934, power to insert in this assignment any further identification that may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

IN WITNESS WHEREOF, executed by the undersigned on the dates opposite their names.

(1) Date: 4/22/08 Signature of Inventor: [Signature]  
John A. Menges  
(2) Date: 4-22-08 Signature of Inventor: [Signature]  
Ernest E. Bachert  
(3) Date: 04/29/03 Signature of Inventor: [Signature]  
George E. Schmidt